

IN THE UNITED STATES DISTRICT COURT FOR THE  
SOUTHERN DISTRICT OF ALABAMA

U.S. DISTRICT COURT  
SOU. DIST. ALA.  
FILED IN CLERK'S OFFICE  
FEB - 6 2008

PRISONER COMPLAINT  
[FOR INMATE ACTION] UNDER 42 U.S.C. § 1983

CHARLES R. DIARD, JR.  
CLERK

ANTHONY Pickett, pro-se

Name under which you were convicted

BOOKINS NO. 109981

Your prison number

CIVIL ACTION NO. 08-0033-WS-B

(To be supplied by Clerk of Court)

vs. MONTGOMERY County Detention Facility  
① O.T. MARSHALL, Sheriff ② GINA M. SAVAGE, Director of Detention  
Name of Defendant(s) ③ James, et. al.  
250 SOUTH McDONOUGH ST.  
MONTGOMERY, ALABAMA 36104

Place of Confinement and Address

INSTRUCTIONS - READ CAREFULLY

A. Complaint Form. You must file your original complaint and a copy for each named Defendant. Your complaint must be clearly handwritten or typewritten. Do not use the back of a page. Your complaint must be signed by you; no notary is required. Any false statement of material fact may serve as the basis for prosecution for perjury.

B. Proper Court. Your complaint can only be brought in this Court if a defendant is located in the Southern District of Alabama and the rest of the defendants are located in Alabama or if your claim arose in this district. The Southern District of Alabama is comprised of the following counties: Baldwin, Clarke, Choctaw, Conecuh, Dallas, Escambia, Hale, Marengo, Mobile, Monroe, Perry, Washington, and Wilcox.

C. Separate Case. It is necessary to file a separate complaint form for each claim unless the claims are related to the same incident or issue.

D. Defendants. The persons who are listed as defendants in section III of the complaint are deemed by the Court to be the only defendants to this action. A defendant's present address must be provided. The Court is unable to serve process without the present address being furnished. The first defendant listed in section III should be the defendant that you list in the style of your case on your complaint form and motion to proceed without prepayment of fees and costs, if applicable, and any other pleading filed with the Court.

E. Pleading the Complaint. Your complaint should not contain legal arguments, case law or statutory citations. You are required to provide facts. Your complaint shall be a short and plain statement of your claim and shall provide fair notice to each defendant of the claim against that defendant and of the factual grounds upon which the claim rests.

F. Fees. This complaint cannot be properly filed unless it is accompanied by the \$350.00 filing fee or a motion to proceed without prepayment of fees if you are unable to afford the filing fee and other costs associated with prosecuting this action.

If you are unable to pay the filing fee and service costs for this action, you may ask the Court to let you proceed without prepayment of fees and costs. A blank motion for this purpose is included.

If you wish to proceed without prepayment of fees and costs, you must complete and mail to the Clerk of Court a copy of the "Motion to Proceed Without Prepayment of Fees" mailed to you with this complaint. This motion will be returned to you without action unless you have an authorized officer at the jail or prison complete the financial statement mailed to you with this form.

Even if the Court authorizes you to proceed without prepayment of filing fees, you are obligated to pay the full \$350.00. If you have the ability to pay a partial filing fee when your complaint is filed, you will be required to pay an amount, based on your assets, of up to the greater of 20 percent of your average monthly balance in your prison account or your average monthly balance for six months immediately preceding the filing of your complaint. Thereafter, your prison account will be garnished at the rate of 20 percent of your monthly income until the filing fee is paid.

G. Form of Pleadings. All pleadings and other papers filed must be on 8 1/2" x 11" paper, legibly handwritten or typewritten. Every document filed after the complaint must have the style of the case and the docket number. Every pleading must be signed by you and must contain your address and telephone number, if any; otherwise, the pleading will be stricken. See Fed. R. Civ. P. 11(a). No notary is required.

H. Certificate of Service. Each pleading filed after the complaint must contain a certificate of service indicating that the pleading has been served on the opposing parties and the date that it was sent. A pleading will be stricken if it does not contain this certificate of service. See Fed. R. Civ. P. 5.

I. Copies. This Court will not make copies of your complaint or pleadings unless you prepay the required per page copying fee.

J. Form of Pleadings. Do not write letters to the Court. All pleadings and documents should be sent to the Clerk of the Court, and not to a magistrate judge or a district judge.

K. No Evidence. No evidence shall be sent to the Court for filing or storing.

**I. PREVIOUS LAWSUITS.**

A. Have you filed any other lawsuits in state or federal court dealing with the same or similar facts involved in this action:

Yes ( ) No (✓)

B. Have you filed other lawsuits in state or federal court relating to your imprisonment:

Yes ( ) No (✓)

C. If your answer to questions A or B above is yes, describe each lawsuit in the space below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using this same outline.)

1. Parties to this previous lawsuit:

Plaintiffs: N/A

Defendants: \_\_\_\_\_

2. Court (if federal court, name the district; if state court, name the county): WOT

3. Docket Number: WOT

4. Were you granted the opportunity to proceed without payment of filing fees?

Yes ( ) No ( ) N/A

5. Name of judge to whom the case was assigned: N/A

6. If your case is no longer pending and has been dismissed, state the reason given by the Court as to why your case was dismissed, i.e., frivolous, malicious, failed to state a claim, defendants were immune, etc.

N/A

7. Approximate date of filing lawsuit: N/A

8. Approximate date of ruling by court: N/A

See ATTACHES  
 There are 3 others pages  
 of (G).

See CAMERAS-M.C.O.F.

II. YOUR PRESENT COMPLAINT.

A. Place or institution where action complained of occurred:

Montgomery County Detention Facility  
 350 South McDonough St  
 Montgomery, Alabama 36104

B. Date it occurred: 13 JAN. 2008 - The last 1st Degree Theft of Property  
 happen on 13 JAN. 2008 - not 1/12/08 [MISTAKE OR LAWSUIT]

C. Is there a prisoner grievance procedure in this institution? UNKNOWN

D. Did you present the facts relating to your complaint in the state prisoner grievance procedure?

Yes  No

E. If your answer is YES:

1. What steps did you take? UNKNOWN, [THIS HAVE HAPPEN 10 TO 12 TIMES]

2. What was the result? UNKNOWN [THIS HAVE HAPPEN 10 TO 12 TIMES]

F. If your answer is NO, explain why not: N/A

G. Your claim (briefly) explain your claim: what, when, where, who; do not cite cases; you may, without leave of Court, add up to five (5) additional pages if necessary):

NOTE - See ORIGINAL LAWSUIT FILE on 13 JAN. 2008

NOTE: [The last 1st Theft of Property happen on

Sunday - 13 JAN. 2008] [MISTAKE: Theft occur 1/12/08 on original lawsuit.]  
 2<sup>nd</sup> SHIFT, TIME 3:00 p.m. PLACE 3C-6 - M.C.O.F.

MONT. AL. EVERYBODIES INVOLVED HAVE<sup>①</sup> DRUGS  
 WITHIN THE BODY<sup>②</sup>, INJECTING HEROIN, HERPES<sup>③</sup>, AIDS<sup>④</sup>

⑤ CRAZY CHECKS<sup>⑥</sup>, MURDERS<sup>⑦</sup>, BLEEDING PROFUSELY<sup>⑧</sup>, PROFUSELY  
 CRAZY, DEAD: SHOT WITH A GUN twice - two different  
 times; ⑨ MOTION FOR DRUGS TESTS, BY THE 4 UNITED  
 STATES CONSTITUTION AMENDMENT, ⑩ JURY TRIAL, BY THE  
 6, 7, UNITED STATES CONSTITUTION AMENDMENTS]

There are 3 others pages of (G) 1 of 4  
 [See ATTACHES.]

(G)

(G) your claim (briefly explain your claim; what, when, where, who; do not cite cases; you may, without leave of Court, add up to five (5) additional pages if necessary);

[ATTACH]

## CONTINUED 2G

NOTE: SEE CAMERATS - M.C.D.F., MONT. AC,  
ALL THE 1<sup>ST</sup> DEGREE THEFT OF PROPERTY, OCCUR FROM  
DEC. 2006 TO 13 JAN. 2008. AROUND 10 TO 12  
1<sup>ST</sup> DEGREE THEFT OF PROPERTY, OCCUR BY EMPLOYEES  
OF MONTGOMERY COUNTY DETENTION FACILITY, MONT. AC.  
NOTE [ALL EMPLOYEES OF MONTGOMERY COUNTY DETENTION  
FACILITY, MONT. AC. HAVE DRUGS WITHIN THE BODY, [READ PAGE 4].

NOTE: LAST 1<sup>ST</sup> DEGREE THEFT OF PROPERTY OCCUR ON 13 JAN. 2008  
BY M.C.D.F., IMPERSONATING OFFICERS, (1) JAMES, (2) SMITH, (3)  
JOHNSON (4) LOCKWOOD (5) WILLIAM (6) BLAIR, (7) FRANKLIN (8) O.T. MARSHALL  
SHERIFF, (9) GINA M. SWANSON, DIRECTOR OF DETENTION, ALL OTHERS  
EMPLOYEES WHO TOOK PART IN THE 1<sup>ST</sup> DEGREE THEFT OF PROPERTY,

OVER MILLION DOLLARS OF LAW WORK WAS [STOLEN] AND  
6,7, HUNDRED DOLLARS OF CANTEEN/STORE ITEMS WERE [STOLEN]

FROM [SWANSON SERVICES CORPORATION, BIRMINGHAM SERVICE  
CENTER FOR MONTGOMERY COUNTY, AC]. [ON]

25 JUNE 2007, LAW WORKS, OVER MILLION DOLLARS WAS  
[STOLEN] BY, MONTGOMERY COUNTY DETENTION FACILITY (2 OF 4 (G))

① Your claim (briefly explain your claim: what when, where, who; do not cite cases). You may, without leave of Court, add up to FIVE (5) additional pages if necessary.

[ATTACHES]

## CONTINUE 3G

① Parl's or Parker ② Lewis ③ Smith ④ Kendrick ⑤ Tolliver  
 ⑥ James ⑦ Townson ⑧ Other John Does, et. al. ⑨ D. T. Marshall  
Sheriff, ⑩ Gina M. Savage, Director of Detention [still]

Nothing have been Return, [Pro-se Anthony Pickett did not buy 6 to 7 hundred DOLLARS OF Canteen/ store items, And tell anyone to put over A MILLION OF DOLLARS OF Legal works in his property]. [Everything was stolen]. Pro-se Anthony Pickett is representing

himself-[CC-06-1068 IN the Court of CRIMINAL APPEALS OF ALABAMA, Anthony Pickett Appellant, v. STATE OF ALABAMA Appellee. ON Appeal from the Circuit Court of MONTGOMERY County (CC-06-1068)]

1. United States District Court, Washington D.C.
2. Call/write United States Attorney General  
Honorable Mukasey, new United States Attorney General, took over job from Former U.S. Attorney General, Alberto Gonzales,
3. Congressional's Already are File,  
U.S. Senate And House Judiciary Committee 3 of 4 (C)

This is cruel and unusual punishment, violation of the 8 United States Constitution Amendments. This are also illegal search and seizures violations of the 4 United States Constitution Amendment. [1<sup>st</sup> Degree Theft of property], also violated the 1, 4, 5, 6, 7, 8, 14 with 5 United States Constitution Amendments and the entire United States Constitution and Alabama Constitution.

NOTE: THE ORIGINAL LAWSUIT FILED on 13 JAN 2008, have to be used, everything FILED by the 4, 7, 14 with 5 United States Constitution Amendments, to this COURT by, H. SONJA F. BIVINS United States MAGISTRATE JUDGE.

NOTE! THE COURT, have to CONTACT SWANSON SERVICES CORPORATION BIRMINGHAM SERVICES CENTER FOR MONTGOMERY COUNTY, AL [RECEIPT IS IN ENVELOPE.] See CAMERAS M.C.D.F.

(G) CONTINUE 4G END.

your claim (briefly explain your claim; what, when, where, who; do not cite cases; you MAY, without leave of Court, add up to Five (5) additional PAGES if necessary);

[ATTACHES]

40F4 G

NOTE (1) M.C.O.F., MONT. AL. Still Refuse to give me a private cell. Pro-se Anthony Pickett is the only inmate (Drug Free) And is pro-se in all his cases.

### III. PARTIES.

A. Plaintiff (Your name/AIS): Pro-se Anthony Pickett Book No. 6998

Your present address: M.C.O.F. Bookings Inv. 69981, P.O. Box 4555  
Montgomery, Alabama 36103

B. Defendant(s): Gintz M.

Director of

1. Defendant (full name) SAVAGE is employed as Detention at M.C.O.F.  
M.C.O.F. 250 South McDonough St

His/her present address is Montgomery, Alabama 36104

With Drugs within the body, Let Employees M.C.O.F. Steal

(a) Claim against this defendant over million dollars of legal works and 6 to 7 hundred  
of Canteen / store bought items.

(b) Supporting facts (Include date/location of incident): PLACE 3C-6 / officers  
places

See CAMERAS M.C.O.F. 25 June 2007, 13 Jan. 2008  
14 August 2007 and Dec. 2006 to 13 Jan. 2008

These 1st degree theft of property happen 10 to 12 times,

14 Sept. 2007

2. Defendant (full name) D.T. MARSHALL is employed as Sheriff

at M.C.O.F. Mont. Alabama

M.C.O.F. 250 South McDonough St

His/her present address is Montgomery, Alabama 36104

With Drugs within the body, Let Employees M.C.O.F. Steal over million

(a) Claim against this defendant over million  
dollars of legal works and 6 to 7 hundred Canteen / store  
bought items.

(b) Supporting facts (Include date/location of incident): PLACE 3C-6 / officers  
places

See CAMERAS M.C.O.F. 25 June 2007, 13 Jan. 2008

14 August 2007 and from Dec. 2006 to 13 Jan. 2008

These 1st Degree theft of property happen 10 to 12 times.

14 Sept. 2007

3. Defendant (full name) James/Parks/Tolliver is employed as CORRECTIONAL OFFICERS.

at M.C.O.F. MONTGOMERY, ALABAMA

M.C.O.F. 250 South McDonough St.

His/her present address is Montgomery, Alabama 36104

NOTE: Pro-se Plaintiff Pickens Alirenty have been giving drugs with others drugs within the body inmates inside my cell.  
 Need private cell.]

(a) Claim against this defendant: 1ST Degree theft of property 10 to 12 times at M.C.O.F. with drugs within the body.

(b) Supporting facts (Include date/location of incident):

Place 3C-6 / others places M.C.O.F, see cameras from

Dec. 2006 to 13 Jan 2008, 25 June 2007, 13 Jan. 2008

14 Sept. 2007 - 14 August 2007 - CALL - SWANSON SERVICES CORPORATION BIRMINGHAM SERVICE CENTER

FOR MONTGOMERY, COUNTY, AL  
 C. Additional Defendants: (If there are additional defendants, you may list them on separate pages using the same outline above). ALL employees of Montgomery County Detention Facility, Mont, AL,

IV. A. You must answer the following questions:

1. State the conviction(s) for which you are presently incarcerated: Community Notification Act Pursuant to §15-20-24, Code of Alabama 1975. (not law)

2. When were you convicted? Montgomery County Circuit Court, Mont, AL.

3. What is the term of your sentence? 16 years, suspended, 3 years supervised Probation.

4. When did you start serving this sentence? [Appeal] to Court of Criminal Appeals

5. Do you have any other convictions which form the basis of a future sentence? STATE OF ALABAMA

Yes  No

If so, complete the following:

(a) Date of conviction: N/A

(b) Term of sentence: N/A

6. What is your expected end of sentence (E.O.S.) date? Feb. 23, 2010

B. If this present lawsuit concerns your criminal conviction or sentence, state whether your conviction has been:

<u>N/A</u>	Conviction	Sentence
Reversed	yes <input type="checkbox"/> no <input type="checkbox"/>	yes <input type="checkbox"/> no <input type="checkbox"/> <u>MA</u>
Expunged	yes <input type="checkbox"/> no <input type="checkbox"/>	yes <input type="checkbox"/> no <input type="checkbox"/> <u>N/A</u>
Invalidated	yes <input type="checkbox"/> no <input type="checkbox"/>	yes <input type="checkbox"/> no <input type="checkbox"/> <u>N/A</u>

1/6/08 (3)

Pro-se Anthony Pickett Life is in danger at M.C.D.F.  
with every bodies Employee! And inmates with  
drugs within the body, injecting Heroin, AIDS, etc.

W/H

Writ of habeas yes() no()  
 corpus granted yes() no()

N/ANOTE →

C. If you answered yes to any of the questions, state the Court or entity that relieved you from your conviction or sentence and the date: Double Jeopardy E.O.S. in 2000.  
CASE CC-96-2249, CASE STILL ON APPEAL.

NOTE → The Alleged victim could not come about Pro-se Anthony Pickett  
w/it drugs within the body, injecting Heroin, Herpes, AIDS, NO Evidence.  
 V. State briefly exactly what you want the Court to do for you if you win (make no legal argument, cite no cases or statutes):

Return Legal works over M.I./N.S. store/corner items,  
Any Damaged, put Pro-se Anthony Pickett in private cell.

Double Jeopardy - criminal charge - The Alleged victim too old, not less  
VI. AFFIRMATION - By my signature below, I swear or affirm under penalty of perjury that the then 12  
facts set out in this complaint are true and correct. year old, etc.

25 JAN 2008

Date

421-94-3592,  
Pro-se Anthony Pickett

(Signature of Plaintiff Under Penalty of Perjury)

MONTGOMERY COUNTY DETENTION FACILITYBooking number 69981

Current Mailing Address

P.O. Box 4599  
MONTGOMERY, AL. 36103

Unknown

Telephone Number

PLAINTIFF SHALL IMMEDIATELY ADVISE THE COURT IN WRITING OF ANY CHANGE IN  
HIS ADDRESS, E.G., RELEASED, TRANSFERRED, MOVED, ETC. FAILURE TO NOTIFY THE  
COURT OF A NEW ADDRESS WILL RESULT IN THE DISMISSAL OF THIS ACTION FOR  
FAILURE TO PROSECUTE AND TO OBEY THE COURT'S ORDER.

SWANSON SERVICES CORPORATION  
BIRMINGHAM SERVICE CENTER  
for MONTGOMERY COUNTY, ALfilled by 26 delivered by \_\_\_\_\_  
\*\* Must show ID to receive Order\*\*Name PICKETT, ANTHONY  
Account # 69981 Receipt # B111784  
Order Slip # 93 - MGMR0625 Date 01/24/2008Location 3C-0Bal After Order \$0.00

Item	Qty	Description	Cost	Short
27	1	Indigent Package MGM	3.00	
		Total	\$3.00	

I have checked and received this order with any  
and all credits/shortages as indicated herein.

Signed Anthony P. Pickett

113 ST JOSEPH STREET

CLERK'S  
SOUTHERN DISTRICT OF ALABAMA  
UNITED STATES DISTRICT COURT



101-36103  
MAIL IN  
UNITED STATES POSTAL SERVICE  
P.O. BOX 4555  
BIRMINGHAM - 36981  
M.C.O.F.  
421-94-3552  
PRO-SCE PHOTOGRAPHY PICTURES

UNITED STATES POSTAL COURT  
SOUTHERN DISTRICT OF ALABAMA  
CLERK  
113 ST. JOSEPH STREET  
WILBIE ALABAMA 36603

INMATE MAIL

36103  
MERYL CARBONELL

18559-6981  
X 455

O.F.  
94-3552  
e AUTHORITY REQUEST

